

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

CLERK'S MINUTES

BEFORE DISTRICT JUDGE JAMES O. BROWNING

CASE No.: 14-568 JB/RHS **DATE:** October 30, 2014

CASE CAPTION: *Montoya v. Pacheco, et al.*

CRD: K. Wild **COURT REPORTER:** J. Bean

COURT IN SESSION: 11:50 a.m. **COURT IN RECESS:** 12:04 p.m. = :14

TYPE OF PROCEEDING: Initial Scheduling Conference

COURT'S RULING/DISPOSITION: see below

ORDER CONSISTENT WITH COURT'S RULING TO BE PREPARED BY: Scheduling Order to be entered by Court

ATTORNEYS PRESENT FOR PLAINTIFF(S): **ATTORNEYS PRESENT FOR DEFENDANT(S):**

Leon Howard Mark Basham (appearing telephonically)

PROCEEDINGS

COURT IN SESSION: 11:50 a.m.

Court: Calls case. Counsel enter appearances.

Court: Have reviewed JSR/PDP - asks if there is anything counsel wish to tell Court about case that might impact on scheduling?

Counsel inform there is not.

Court: Provides deadlines as to be contained in Scheduling Order. Explains how handles trailing docket. Do not believe Judge Scott will be here in late January - if prefer different magistrate judge for settlement conference let Court know. Explains how handles discovery. Suggests post- meet and confer pre-motion conferences - does not require. If file early motions call CRD for hearing ASAP.

Court: Asks if counsel want Court to try to get courtroom in Santa Fe for trial?

Mr. Howard: Do not oppose to having trial in ABQ – if defense wants in Santa Fe that is fine.

Mr. Basham: Either is fine.

Court: Will plan to try case in ABQ and call a central jury pool, unless parties agree to composition of jury pool otherwise – if want something different need to let Court know as soon as possible. Anything further?

Mr. Howard: Anticipate providing initial disclosures next week.

COURT IN RECESS: 12:04 p.m.